

RICHARD HELZBERG State Bar No. 068998
LAW OFFICES OF RICHARD HELZBERG
770 Tamalpais Drive, Suite 306
Corte Madera, CA 94925
Telephone: (415)924-8870
Facsimile: (415)924-7358
E-mail: richard@helzberglaw.com

Attorney for Petitioner
NICHOLAS FITZSIMONS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SITTING AS A TREATY TRIBUNAL UNDER
ARTICLE III SECTION 2 OF THE UNITED STATES CONSTITUTION
CONCURRENT JURISDICTION CONFERRED BY 42 U.S.C.11601 ET SEQ.

Nicholas Sean O'Boyle Fitzsimons
Plaintiff,
and
Kim Ann Fitzsimons
Defendant

CASE NO.: CV12 3688
ORDER

JOINT STATUS CONFERENCE
STATEMENT AND REQUEST FOR
DISMISSAL OF CASE

Date: 08/22/13
Time: 10:30 a.m.
Court Room C, 15th Floor

The Convention on the Civil Aspects
of International Child Abduction,
done at the Hague on 25 Oct. 1980 [The Convention]

International Child Abduction Remedies Aact
42 U.S.C. 11601 et seq.

This case is now set for a Joint Status Conference on August 22, 2013, at 10:30 a.m. Petitioner's counsel requests that the case now be dismissed. This request is made with the explicit agreement of the Petitioner herein. The case regarding the parties' dissolution of their marriage and including custody and visitation of the minor child is active before the court in the Contracting State, United Kingdom, of which the minor child is a habitual resident. Respondent's

1 attorney has made several attempts to contact Respondent to request her
2 agreement that this matter be dismissed, but without response; he does not
3 oppose this matter being dismissed.

4 For these reasons, counsels request this Court dismiss the action.

5
6 Respectfully submitted,

7
8 Date: _____

_____/s/
RICHARD HELZBERG
Attorney for Petitioner Nicholas Fitzsimons

9
10
11 Date: _____

_____/s/
BRENT D. SEYMOUR
Attorney for Respondent Kim Ann Fitzsimons

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13
14 The Clerk shall close the file.

15 Date: August 15, 2013

